IN THE UNITED STATES PATENT AND TRADEMARK OFFICE EQUEST FOR FILE WRAPPER CONTINUING APPLICATION UNDER 37 CFR 1.62

PATENT APPLICATION

(RULE 62)

For Design or Utility Applications

BOX FWC

The Hon. Commissioner of Patents		Prior Application:	#/0
and Trademarks		Group Art Unit: 3309	
Washington, D.C. 20231		Examiner: TUCKER, G.	0
		Atty Dkt: 225557 / none	Δ
Sir:		new M# / Client Ref.	. 48 = 6
This is a DIU C 60 Decrease for filling fro		(Our Deposit Account No. 03-3975	56 ≥ %
This is a <u>RULE 62 Request</u> for filing fro prior copending parent Application No.		(Our Order No. 40858 / 225557	-600-6
	<u>087389,399</u> , a • ↑ serial no.	C# / new M#	₩ ₩
	T Senai no.	Date: April 3, 1997	<u> </u>
[] divisional			
[X] continuation (Exr. NOTE: any ele	ection in parent as to s	pecies/restriction requirement:	
[X] is carried over with travers	e) [] is not carried of	over)	
[] continuation-in-part without new D	eclaration (Rule 53(d))	[] without fee	
[] continuation-in-part (with new Decl	aration attached hereto	o)	
Sing Control			
ीं The parent was filed on, February 16, 1	995	_, entitled <u>METHOD AND APPARATUS</u>	EOD EODMING
Life.			OKFORWING
CENTERED BORE FOR THE FEMO	RAL STEW OF A HIP	PROSTHESIS	·
THE PARTY OF THE P			1
by the following named inventor(s) who	is/are [] the same as	s, [] less than all of (see Item 17),	
🌠] more than (for CIP only), those nan	ned in that parent appli	cation:	
1. InventorLanny	L.	JOHNSON USA	4
First	Middle Initial F	amily Name Country of Citizenship	
Residence (City)	(State/Foreign C	ountry)	
Post Office Address 2950 E. Mount		MI 48864	
(include Zip Code)			
2. Inventor			
	Middle Initial F	amily Name Country of Citizenship	
Residence (City)	(State/Foreign C	ountry)	
Post Office Address			
(include Zip Code)			
3. Inventor_			
First	Middle Initial F	amily Name Country of Citizenship	
Residence (City)	(State/Foreign C	ountry)	
Post Office Address			
(include Zip Code)			
4. Inventor		•	
First	Middle Initial F	amily Name Country of Citizenship	
Residence (City)	(State/Foreign C	ountry)	
Post Office Address		·	
(include Zip Code)			
5. Inventor	Middle Initial F	amily Name Country of Citizenship	
		•	
	(State/Foreign C		
Post Office Address			.
(include Zip Code)		<u> </u>	
NOTE: FOR ADDITIONAL INVENTOR	(S, cneck box [] and	attach sheet (CDC-110A) with same infor	mation for each

inventor starting with inventor No. 6 and number new page 1A.

	[] The issue fee <u>has been paid</u> in the parent, be petition, and per 1138 OG 40 waiver is prohibits use of the rules to file an FWC	respectively requested of the after payment of the issue	at part of Rule 62 which fee.	
ι	[] Priority is claimed under 35 U.S.C. 119/365	based on hing in	(country)	
	Application No. Filing Date	Application No.	Filing Date	
	(1)	(4)		
	(2)	(5)		-
	(3)	(6)		-
	a. [] (No.) Certified copy/copies	attached.		
	b. [] Certified copy/copies previously file U.S. Application No/	ed on	in prior	
	U.S. Application No/ series code ↑↑ s	, filed on erial no		
	c. [] Certified copy/copies filed during Ir	nternational stage of PCT/		
	d. [] Priority is also claimed from PCT/	/ filed		
ſ	[] The prior application is assigned of record to	1		
١				_
	by Assignment recorded	Reel	Frame	_·
	 Attached is an Assignment Cover Sheet. Please return the recorded Assignment [x] The power of attorney in the prior application 		508	
		e, Reg. No.)		
	the address of whom is in item 8.	s, reg. No.)		
,				
Ł	[] Recognize as associate attorney			
	(Name and Reg. No.; Address as in iten	n 8 unless otherwise indicate	ed)	•
F	Address all future communications to Cushn Pillsbury Madison & Sutro LLP, Ninth Floor, E Washington, D.C. 20005-3918.			of
[2	[X] Amend the specification by inserting before the requested in any prior application) the senten	he first line (in place of any oce: -{This is a	comparable insert previous	sly
[[] continuation-in-part (CIP) [x] continuation	[] division	
	of Application No. 08/389,399 , filed series code ↑ ↑ serial no.	on <u>February 16, 1995</u>	, which w	as .
О				,
_ 0	series code ↑ ↑ serial no. abandoned upon the filing hereof			

	information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.
12.	. Petition to extend the life of the above prior application to at least the date hereof
NO	OTE: (One box) [] is being concurrently filed in that prior application (Use Form CDC-111). (must be) [] was previously filed in that prior application (Check length of prior extension). (X'd) [x] is not necessary for copendency (double check before X'ing this box).
13.	[x] Please enter the amendment previously filed on November 22, 1996 but unentered in the above prior application.
14.	. [] Attached:sheet(s) per set of drawing of Fig(s)
15.	[x] PRELIMINARY AMENDMENT to be entered before fee calculation (Do not make amendments here except cancellation of whole claims or multiple dependencies for purpose of reducing the filing fee per MPEP §§ 506 and 607; do not cancel all claims.):
: Katta	. [] Attached is a Rule 103(a) Petition to Suspend Action
野.	Petition is hereby made requesting deletion as inventor(s) of the following who is/are not inventor(s) of the invention being claimed in this Rule 62 application:
Ć,	1 2 3 4
	 [] This Rule 62 application is a continuation-in-part which discloses and claims additional matter and the amendments in attached Amendment are to be considered an integral part of the CIP <u>ab initio</u>. a. [] New Declaration is attached. b. [] This application is also filed under Rule 53(d) (without a Declaration) and hence <u>filing fee is not enclosed</u>. <u>FILING FEE</u>
72	see box 10 re: Large/Small Entity Fee Code
19. ·	Basic filing fee Design Appln \$320/\$160 \$ (00229)
20.	Basic filing fee \$385.00 (0.201)
21. 22.	Total Effective Claims 15 minus 20 = * 00 x \$22/\$11 = + .00 (0.02028) Independent Claims 01 minus 3 = * 00 x \$80/\$40 = + .00 (0.02028)
23.	*If answer is zero or less, enter "0" If any proper (ignore improper) multiple dependent claim is present, add \$260/\$130 + 00 (104/204)
24,	TOTAL FILING FEE = \$ 385.00
25.	If "assignment" box 5 above is X'd, add recording fee (\$40.00) + (581)
26.	If "petition" box 16 above is X'd, add petition fee (\$130.00) + (122)
27.	FEE ATTACHED = \$\frac{385.00}{(carry forward to line 36)}

28. 29.	•				y Am ving F		(D	00 <u>N</u>	<u>IOT</u>	Xt	OX 2	28 (or 29	9 f	or C	IP A	٠me	end	lme	ent.	See	bo	x 18	9) oln. 1	No.	:				
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UZY																					Laı	ae	/Sn	nall	Ent	itv				Fe Code
32.	Tota	ıl Eff	ecti	ve (Claim	s	12	2			min	us	**		24		=	*	c)	x			/\$11		=	\$.00	(108208)
33.					aims			03	•		min	us	***	Ł	03	_	_	*		0	x		•	/\$40		-	+		.00	(102202)
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3 7.		• .																TC)T/	AL F	EE A	T	AC	HED	<u> </u>		\$	38	35.00	=
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39.**	If the	"High	est :	numl	ber pre	eviou:	sly p	aid fo	or" (:	see	tem 2	1 a	bove	;) is	s less	thar	1 20), w	rite	" 20"	in this	sp	ace.							
40.**	*If the	"Hig	hest	num	nber p	reviou	ısly f	paid f	for"	(see	item	22	abov	e) i	is les	s tha	n 3	, wi	rite	"3" ir	this :	spa	ce.							
41.	fee(s) under or cre	filed, Rule dit ar	ora s 16- ny ov	assei -18 verpa	rted to (<u>missir</u> syment	befing or too	iled, o insufi our A	or whi ficient ccour	ich : it fe nt/O	shou e onl Irder	ld hav y) nov Nos.	ve b w or sho	een here wn ii	file eaft n th	ed her er rel ne hea	ewith ative ading	to to	cor this ereo	nce app f fo	rning plicati r whi	any p ion an ch pur	ape d th pos	r file ne re ne a	ed he sultin dupli	reafing O	ter, a officia _ cop	and val doc by of t	vhic cum this	ssing or insuch may be retent under Fasheet is attansmitta	equired Rule 20, tached.
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	NOTE: No: 1: File this Request in <u>duplicate</u> with)2 postcard receipts (CDC-103) & attachments.																													

CDC-110 12/96

Page 1 of 4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE REQUEST FOR FILE WRAPPER CONTINUING APPLICATION UNDER 37 CFR 1.62 (RULE 62)

For Design or Utility Applications

BOX FWC

The Hon. Commissioner of Patents	Prior Application:
and Trademarks	Group Art Unit: 3309
Washington, D.C. 20231	Examiner: TUCKER, G.
Sir:	Atty Dkt: 225557 / none
SII.	new M# / Client Ref. (Our Deposit Account No. 03-3975
This is a RULE 62 Request for filing from	(Our Order No. 40858 / 225557
prior copending parent Application No. <u>08 /389,399</u> , a	C# / new M#
series code ↑ ↑ serial no.	Date: April 3, 1997
[X] continuation(Exr. <u>NOTE</u> : any election in parent as to s	eneciae/restriction_requirement:
[X] is carried over with traverse) [] is not carried	
continuation-in-part without new Declaration (Rule 53(d))	
[] continuation-in-part (with new Declaration attached hereto	o)
The parent was filed on <u>February 16, 1995</u>	_, entitled <u>METHOD AND APPARATUS FOR FORMING</u>
A CENTERED BORE FOR THE FEMORAL STEM OF A HIP	PROSTHESIS
by the following named inventor(s) who is/are [] the same as	s. [] less than all of (see Item 17).
] more than (for CIP only), those named in that parent appli	•
1. Inventor Lanny L. First Middle Initial F	JOHNSON USA Family Name Country of Citizenship
Residence (City) (State/Foreign C	· · ·
Post Office Address 2950 E. Mount Hope Road, Okemos,	
(include Zip Code)	
2. InventorFirst Middle Initial F	Family Name Country of Citizenship
Residence (City) (State/Foreign C	· · ·
Post Office Address	
(include Zip Code)	
	Family Name Country of Citizenship
Residence (City) (State/Foreign C	
Post Office Address	
(include Zip Code)	
	Family Name Country of Citizenship
Residence (City) (State/Foreign C	
Post Office Address	
(include Zip Code)	
5. Inventor	
	Family Name Country of Citizenship
Residence (City) (State/Foreign C	
· · · · · · · · · · · · · · · · · · ·	
(include Zip Code)	

NOTE: FOR ADDITIONAL INVENTORS, check box [] and attach sheet (CDC-110A) with same information for each inventor starting with inventor No. 6 and <u>number new page 1A</u>.

1.	Requirement of Rule 62: Rule 62 filings are to be used only when the issue fee has not been paid (except noted below) in the above-identified prior application nor that application abandoned or its proceedings terminated. This Rule 62 filing will be considered by the PTO as an express abandonment of that prior application except when this Rule 62 filing is pursuant to Rule 313(b)(5), i.e., when the issue has been paid in the prior application and petition filed to abandon that application to permit an IDS to be considered in this Rule 62 application. (Note: CFR 1.53 (Rule 53) may be used for continuations and divisions where the prior application is not to abandoned.)	ed. en d a 37
2.	[] The issue fee <u>has been paid</u> in the parent, but this Rule 62 Request follows a Rule 313(b)(5) petition, and per 1138 OG 40 waiver is respectively requested of that part of Rule 62 which prohibits use of the rules to file an FWC after payment of the issue fee.	
3.	[] Priority is claimed under 35 U.S.C. 119/365 based on filing in of: (country)	
	Application No. Filing Date Application No. Filing Date	
	(1) (4)	
	(1)	
	a. [] (No.) Certified copy/copies attached.	
	b. [] Certified copy/copies previously filed on in prior U.S. Application No/ , filed on in prior	
	series code ↑ ↑ serial no. c. [] Certified copy/copies filed during International stage of PCT// d. [] Priority is also claimed from PCT// filed	
4.	[] The prior application is assigned of record to	
	by Assignment recorded Reel Frame	
5.	Date [] Attached is an Assignment Cover Sheet. <u>Please return the recorded Assignment</u> to the undersigned.	
6.	[x] The power of attorney in the prior application is to <u>Kevin E. Joyce, 20,508</u>	
	(Name, Reg. No.) the address of whom is in item 8.	
7.	[] Recognize as associate attorney	
	(Name and Reg. No.; Address as in item 8 unless otherwise indicated)	
8.	Address all future communications to Cushman Darby & Cushman Intellectual Property Group of Pillsbury Madison & Sutro LLP, Ninth Floor, East Tower, 1100 New York Avenue, N.W., Washington, D.C. 20005-3918.	
9.	[X] Amend the specification by inserting before the first line (in place of any comparable insert previously requested in any prior application) the sentence:This is a	
	[] continuation-in-part (CIP) [x] continuation [] division	
	of Application No. <u>08/389,399</u> , filed on <u>February 16, 1995</u> , which was <u>series code</u> ↑ ↑ <u>serial no.</u> abandoned upon the filing hereof	
10.	[x](No.) Verified Statement(s) establishing "small entity" status under Rules 9 and 27 a. [x] filed in above prior application (and hence applicable hereto) b. [] attached.	

11.	Requirement of Rule 62: It is understood that <u>secrecy</u> under 35 U.S.C. 122 is hereby <u>waived</u> to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.
12.	Petition to extend the life of the above prior application to at least the date hereof
NO	OTE: (One box) [] is being concurrently filed in that prior application (Use Form CDC-111). (must be) [] was previously filed in that prior application (Check length of prior extension). (X'd) [x] is not necessary for copendency (double check before X'ing this box).
13.	[x] Please enter the amendment previously filed on November 22, 1996 but unentered in the above prior application.
14.	[] Attached:sheet(s) per set of drawing of Fig(s)
15.	[x] PRELIMINARY AMENDMENT to be entered before fee calculation (Do not make amendments here except cancellation of whole claims or multiple dependencies for purpose of reducing the filing fee per MPEP §§ 506 and 607; do not cancel all claims.):
16.	[] Attached is a Rule 103(a) Petition to Suspend Action
17.	Petition is hereby made requesting deletion as inventor(s) of the following who is/are not inventor(s) of the invention being claimed in this Rule 62 application:
	1
18.	 [] This Rule 62 application is a continuation-in-part which discloses and claims additional matter and the amendments in attached Amendment are to be considered an integral part of the CIP <u>ab initio</u>. a. [] New Declaration is attached. b. [] This application is also filed under Rule 53(d) (without a Declaration) and hence <u>filing fee is not enclosed</u>. <u>FILING FEE</u> THE FOLLOWING FILING FEE IS BASED ON THE CLAIMS
	EXISTING IN THE PRIOR APPLICATION AS AMENDED AT 13 AND 15 ABOVE
	see box 10 re: Large/Small Entity Fee Code
19.	Basic filing fee \$320/\$160 \$ (0620s)
20.	Basic filing fee \$770/\$385 \$ 385.00 (100/200)
	Total Effective Claims 15 minus 20 = * 00 x \$22/\$11 = + .00 (LP203) Independent Claims 01 minus 3 = * 00 x \$80/\$40 = + .00 (LP203)
23.	*If answer is zero or less, enter "0" If <u>any proper</u> (ignore improper) multiple dependent claim is present, add \$260/\$130 + <u>00</u> (104/204)
24.	TOTAL FILING FEE = \$\frac{385.00}{}
25.	If "assignment" box 5 above is X'd, add recording fee (\$40.00) + (581)
26.	If "petition" box 16 above is X'd, add petition fee (\$130.00) + (122)
27.	FEE ATTACHED = \$\frac{385.00}{(carry forward to line 36)}

 '	(Do <u>NO</u>	thed (to be entered <u>after</u> T X box 28 or 29 for CIP AMENDMENT is to be en	Amendment. See box		
20. ()		TWENT IS TO BE EN	nered <u>uner</u> assigning A	р іп. 140	
30. [] ATTAC	HED:				
31.		ADDITIONAL FEE CAL PRELIMINARY AN PER BOXES	MENDMENT		
	Claims remaining after amendment	Highest number previously paid for	Present Extra		Additional Fee
			Large/S	Small Entity	<u>Fee Code</u>
32. Total Effective	/e Claims <u>12</u>	minus ** <u>24</u>	= * <u>0</u> x \$2	2/\$11 = \$.00 (108203)
33. Independent	Claims <u>03</u>	minus ***03	= * <u>0</u> x \$8	0/\$40 = +	.00 (102202)
		le dependent claim(s) int			.00 (10420)
35.			ADDITION	AL FEE \$.00
- 36.		<u>plus</u> FEE fr	om item 27 on page 3	+	385.00
37.			TOTAL FEE ATTA	CHED \$	385.00
38.*If the entry in the	e first space is less than en	try in the middle space, the "F	Present Extra" result is "0".		
39.**If the "Highest r	number previously paid for"	(see item 21 above) is less th	an 20, write "20" in this spac	e.	
40.***If the "Highest	number previously paid for	" (see item 22 above) is less t	han 3, write "3" in this space.		
fee(s) filed, or a under Rules 16- or credit any ov	sserted to be filed, or which 18 (missing or insufficient f erpayment, to our Account/0	r is hereby authorized to charg a should have been filed herew ee only) now or hereafter relation Order Nos. shown in the headin not authorize charge of	rith or concerning any paper f we to this application and the ng hereof for which purpose	iled hereafter, and resulting Official do a <u>duplicate</u> copy o	which may be required ocument under Rule 20, f this sheet is attached.
		ıshman Darby & Cushn ellectual Property Grou			
4400 Now York	Pil	Isbury Madison & Sutr			
	st Tower By Atty:!	Kevin E. Joyce	Reg. N	o. <u>20,508</u>	
Washington, D. Tel: (202) 861-3		to 5	Fay: (2	02) 822-0944	
Atty/Sec: KEJ:ji		A A		02) 861- <u>3050</u>	1
		quest in <u>duplicate</u> with 2 n in parent necessary for			

CDC-110 12/96